

REMARKS

Claims 1-17 are currently pending in this application. Claim 18 has been canceled. Claims 9, 10, 12, 13 and 16 have been amended. No new matter has been added by these amendments. Applicants have carefully reviewed the Office Action and respectfully request reconsideration of the claims in view of the remarks presented below.

Claim Rejections Under 35 U.S.C. §112

Claims 18 was rejected under 35 U.S.C. §112, first paragraph, for having insufficient antecedent basis in its base claim. Claim 18 has been canceled.

Claim Rejections Under 35 U.S.C. §102

Claims 9, 14 and 15 were rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,913,881 (Benz).

Benz discloses a device housing having a section with recesses that are filled with an electrically non-conductive material. See column 2, lines 41-43.

In view of the foregoing, Applicant submits that Benz fails to disclose the combinations of elements and features recited in independent claim 9, including a housing that defines a telemetry window, wherein the telemetry window consists of an electrically conductive material and is formed with an electrical conductivity that is less than that of the remainder of the housing. Accordingly, Applicant requests reconsideration of the §102 rejections of claim 9 and dependent claims 14 and 15.

Allowable Subject Matter

Claims 1-8 were allowed. Claims 10-13, 16 and 17 were objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claims and any intervening claims.

Each of claim 10, 12, 13 and 16 has been rewritten in independent form including all limitations of base claim 9. Claim 11 depends from claim 10 and claim 17 depends from claim 16. Thus, claims 10-13, 16 and 17 are believed to be in condition for allowance.

CONCLUSION

Applicants have made an earnest and bona fide effort to clarify the issues before the Examiner and to place this case in condition for allowance. Therefore, allowance of Applicants' claims 1-17 is believed to be in order.

Respectfully submitted,

31 JUL 2006
Date

David S. Sarisky
David S. Sarisky
Attorney for Applicant
Reg. No. 41,288
818-493-3369

CUSTOMER NUMBER: 36802